MISCELLANEOUS CEREAL PRODUCTS*

9250. Adulteration of brewer's grits. U. S. v. 600 Bags and 597 Bags of Brewer's Grits. Consent decree of condemnation. Product ordered released under bond. (F. D. C. Nos. 18891, 18892. Sample Nos. 36977–H, 36978–H.)

LIBELS FILED: January 25, 1946, Western District of Washington.

ALLEGED SHIPMENT: On or about November 29 and December 12, 1945, from Topeka, Kans., and Greenville, Tex.

PRODUCT: 1,197 100-pound bags of brewer's grits at Tacoma, Wash., in the possession of the Pacific Storage, Warehouse and Distributing Co. The product was stored under insanitary conditions after shipment. Some of the bags were rodent-gnawed, and rodent excreta and urine stains were observed on some of them. Examination showed that the product contained rodent excreta and rodent hairs.

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy substance; and, Section 402 (a) (4), it had been held under insanitary conditions whereby it may have become contaminated with filth.

DISPOSITION: February 12, 1946. The cases having been consolidated, and the Silver Springs Brewing Co., Port Orchard, Wash., having consented to the entry of a decree, judgment of condemnation was entered and the product was ordered released under bond to be brought into compliance with the law, under the supervision of the Food and Drug Administration.

9251. Adulteration of popcorn balls and candied popcorn. U. S. v. Leland M. Dayton (Spencer Popcorn Co.). Plea of guilty. Fine, $100. (F. D. C. No. 19041. Sample Nos. 25539–H, 25543–H.)

INFORMATION FILED: March 13, 1946, District of Utah, against Leland M. Dayton, trading as the Spencer Popcorn Co., Salt Lake City, Utah.

ALLEGED SHIPMENT: On or about May 12 and June 17, 1945, from the State of Utah into the State of Idaho.

LABEL, IN PART: (Portion) "Spencer's Crispettes."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the articles consisted in whole or in part of filthy substances by reason of the presence of rodent hair, cat or dog hair, and an insect seta; and, Section 402 (a) (4), they had been prepared, packed, and held under insanitary conditions whereby they may have become contaminated with filth.

DISPOSITION: March 29, 1946. The defendant having entered a plea of guilty, the court imposed a fine of $50 on each of the 2 counts.

9252. Adulteration of popcorn. U. S. v. 15 Cases of Popcorn. Default decree of condemnation and destruction. (F. D. C. No. 18620. Sample No. 8221–H.)

LIBEL FILED: On or about December 4, 1945, District of Connecticut.

ALLEGED SHIPMENT: On or about October 19, 1945, by Spuds, from Chicago, Ill.

PRODUCT: 15 cases, each containing 60 bags, of popcorn at Hamden, Conn. Analysis disclosed that approximately 17 percent of the product consisted of mineral oil, and that approximately 64 percent of the total oil content was mineral oil.

LABEL, IN PART: (Bag) "Tasti-est Yet Pop Corn Selected Popcorn, Shortening, Salt Added 2 Oz. Net Weight."

NATURE OF CHARGE: Adulteration, Section 402 (a) (1), the article contained approximately 17 percent added mineral oil, a deleterious substance which may have rendered the article injurious to health; Section 402 (b) (2), popcorn with mineral oil and salt had been substituted for popcorn with edible fat and salt; and, Section 402 (b) (4), mineral oil had been added to the article and mixed and packed with it so as to increase its bulk or weight, reduce its quality, and make it appear better and of greater value than it was.

DISPOSITION: January 15, 1946. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

9253. Adulteration of popcorn. U. S. v. 20 Bags and 135 Bags of Popcorn. Default decrees of condemnation and destruction. (F. D. C. Nos. 18663, 18666. Sample Nos. 1227–H, 1422–H.)

LIBELS FILED: January 2, 1946, Northern District of Georgia.

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*See also Nos. 9231, 9232, 9236.